

Placed on 1st reading &  
referred to HPD 4/5/21;  
2nd reading 4/19/21

ORDINANCE NO. 14-2021

By:  
Bullock, Kepple, Litten, Neff,  
O'Malley, Rader, Shachner

AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least two thirds of the members of Council, or otherwise to take effect and be in force at the earliest period allowed by law, enacting Chapter XX, Public Art Advisory Board, of the Lakewood Codified Ordinances to establish a permanent Public Art Advisory Board for the purpose of collaborating with City officials regarding its public art policies and practices, promoting the City's public art initiatives, and educating residents on the benefits of public art on public and private properties.

WHEREAS, recognizing the importance of public art to the social, economic, and environmental benefits to the city, its residents, businesses and institutions, The Public Art Task Force was established in 2015 by City Council to create a public art strategy for the City; and

WHEREAS, the Public Art Task Force made nine recommendations to City Council in 2016, providing a strategic direction for public art throughout the City of Lakewood; and

WHEREAS, the nine recommendations are as follows: Create a public art committee; Determine goals and strategies for publicly commissioned projects vs. privately commissioned projects in public spaces; Identify sources of funding for publicly commissioned projects; Make it somebody's job; Balance Lakewood's art collection through a combination of permanent, temporary, and programmatic arts investments; Help build capacity of local artists; Start small and; Build off of existing cultural assets; and

WHEREAS, as set forth in Section 2.12 of the Third Amended Charter of the City of Lakewood, this Council by a vote of at least two thirds of its members determines that this ordinance is an emergency measure and that it shall take effect immediately, and that it is necessary for the immediate preservation of the public property, health, and safety and to provide for the usual daily operation of municipal departments, in that there are several City sponsored art programs that will have submittals due in the next several weeks that should be subject to a formal review process; now, therefore

BE IT ORDAINED BY THE CITY OF LAKEWOOD, OHIO:

Section 10. Chapter XX, Public Art Advisory Board, is hereby enacted to read as follows:

**XX.01 Establishment.**

The Public Art Advisory Board is hereby established with the responsibility of collaborating with City officials regarding its public art policies and practices, promoting the City's public art programs and educating residents on the benefits of public art on public and private properties. The Public Art Advisory Board will also accomplish the following strategic goals:

- a) Establish a public art process for selecting and implementing projects strategically, efficiently, and equitably.

- b) Ensure public art adheres to the vernacular definition of public art – social offerings in shared public spaces.
- c) Aspire for a program responsive to the diversity of the community -- both emerging and existing

#### **XX.02 Membership.**

The Public Art Advisory Board shall be composed the following members; three members shall be appointed by the Mayor and two members shall be appointed by City Council. Membership of the Board should, to the extent practicable, be made up of one of each of the following:

- a) A practicing visual artist knowledgeable about two-dimensional work;
- b) A practicing visual artist knowledgeable about three-dimensional work;
- c) A recognized expert in the field of public art, educator of the arts, or administrator of an arts organization;
- d) A member of City Council or City Council's appointee;
- e) A community representative practicing as an architect or landscape architect;
- f) The City Architect, or, in the absence of a City Architect, another member of a city department who engages in public art projects as determined by the Mayor, who shall be secretary of the Board and serve as a non-voting member; and
- g) Additionally, the Director of Public Works, or their appointee, shall serve as a non-voting member.

#### **XX.03 Terms.**

Members of the Public Art Advisory Board shall serve a term of three (3) calendar years and receive no compensation for service. Initial appointment for members listed in section XX.02 (a)-(d) above shall be staggered so that no more than two members' terms expire in a single calendar year. Appointees shall be eligible to serve no more than two full consecutive terms. The initial term shall be considered a full term.

Any member, who, for reasons other than sickness or bona fide emergency misses two consecutive meetings within a calendar year, may be removed from the Board.

#### **XX.04 Public Records and Reporting Duties.**

The Public Art Advisory Board shall meet at least quarterly, except when there is no business to conduct, and may meet more frequently to consider specific projects or other matters as may be necessary.

Any member who is unable to attend a meeting, whether regular or special, shall notify the Secretary as soon as possible to report whether a quorum can be established.

All meetings of the Public Art Advisory Board shall be open to the public and a record of its business be maintained by its members.

#### **XX.05 Public Art Administration.**

The Department of Planning and Development shall administer public art projects with the Public Art Advisory Board. Responsibilities shall include, among others, the following:

- a) Preparing and adopting guidelines, rules and procedures necessary to implement public art;
- b) Developing and updating a city-wide public art map identifying public art opportunities within the City of Lakewood;
- c) Advising on request for qualifications and request for proposals and assisting in the process of selecting artists and artwork for each project;
- d) Producing and disseminating educational and promotional materials on public works of art;
- e) Establishing a schedule and standards of maintenance of public art in consultation with the artists; and

f) Providing written reports regarding the activities of the Public Art Advisory Board to the Mayor and City Council not less than once per calendar year.

**XX.06 Applicable Projects.**

The Public Art Advisory Board shall advise on any project on which public art is proposed, including the development and evaluation of proposals.

**XX.07 Bylaws and General Rules of Operation.**


The Public Art Advisory Board shall be empowered to adopt its own bylaws and rules which shall be consistent with this chapter, all other ordinances and the Charter of the City and the laws of the State.

Section 2. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were passed in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including R.C. Section 121.22.

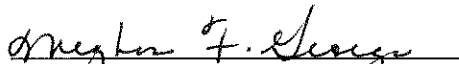
Section 3. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare in the City and for the usual daily operation of the City for the reasons set forth and defined in the preamble to this ordinance, and provided it receives the affirmative vote of at least two thirds of the members of Council this ordinance shall take effect and be in force immediately upon its adoption by the Council and approval by the Mayor, or otherwise it shall take effect and be in force after the earliest period allowed by law.

Adopted: 5/3/2021

  
Daniel J. O'Malley, Council President

  
Maureen M. Bach, Council Clerk

Approved: 5/5/21

  
Meghan F. George, Mayor

